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## FAX COVER SHEET

TO	Commissioner for Patents
COMPANY	US Patent & Trademark Office
FAX NUMBER	15712738300
FROM	NOVAK DRUCE & QUIGG, LLP
DATE	2005-12-29 23:45:27 GMT
RE	Application No. 10/708,656 - Our 7589.052

## COVER MESSAGE

Please see our attached Petition and related papers (4 total pages). Thank you,

- NOVAK DRUCE & QUIGG, LLP

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PATENT APPLICATION

Attorney Docket No. 07589.0052.NPUS01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): UDD, Soren *et al.*  
SERIAL NO.: 10/708,656 GROUP ART UNIT: 3747  
FILED: 03/17/2004 EXAMINER: MOULIS, Thomas N.  
ENTITLED: FUEL INJECTION SYSTEM

Mail Stop PETITION  
Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

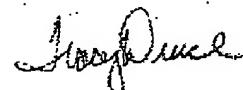
(Via Facsimile – 3 sheets)

PETITION TO WITHDRAW HOLDING OF ABANDONMENT  
UNDER 37 CFR §1.181

Referring to the above captioned case, we are attaching the Notice of Abandonment received from the United States Patent and Trademark Office. The Notice indicates that the application is abandoned for "failure to timely file a proper reply to the Office letter mailed on 05/20/2005." In our review of the file and of the PTO's PAIR Transaction History (also attached), we note that no such Office letter was mailed in this case. Further, the Application No. reflected on the Notice is not accurate to this case – perhaps this Notice was intended for another case.

In view of the above, please consider this Applicants' formal Request to WITHDRAW Holding of Abandonment and please hasten its progression towards Issuance. Please contact the undersigned in the event that a telephone conference can resolve any remaining issues in this application.

Respectfully Submitted,



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Reg. No. 35,493

<b>Notice of Abandonment</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	09/708,656	Soren Udd	
	<b>Examiner</b>	<b>Art Unit</b>	
	MOULIS, THOMAS N	3747	

**- The MAILING DATE of this communication appears on the cover sheet with the correspondence address-**

This application is abandoned in view of:

- ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on 05/20/05.
  - ☐ A reply was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.
  - ☐ A proposed reply was received on \_\_\_\_\_, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.  
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
  - ☐ A reply was received on \_\_\_\_\_ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
  - ☒ No reply has been received.
- ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
  - ☐ The issue fee and publication fee, if applicable, was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
  - ☐ The submitted fee of \$\_\_\_\_\_ is insufficient. A balance of \$\_\_\_\_\_ is due.  
The issue fee required by 37 CFR 1.18 is \$\_\_\_\_\_. The publication fee, if required by 37 CFR 1.18(d), is \$\_\_\_\_\_.
  - ☐ The issue fee and publication fee, if applicable, has not been received.
- ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
  - ☐ Proposed corrected drawings were received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply.
  - ☐ No corrected drawings have been received.
- ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
- ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
- ☐ The decision by the Board of Patent Appeals and Interference rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.
- ☐ The reason(s) below:

AG

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

Printer Friendly

10/708,656

FUEL INJECTION SYSTEM

## Transaction History

Date	Contents Description
10-07-2005	Mail Abandonment for Failure to Correct Drawings/Oath
10-07-2005	Abandonment for Failure to Correct Drawings/Oath/NonPub Request
05-09-2005	Issue Fee Payment Verified
08-29-2005	Receipt into Pubs
06-15-2005	Receipt into Pubs
05-26-2005	Workflow - Query Request - Finish
05-16-2005	Workflow - Query Request - Begin
05-09-2005	Issue Fee Payment Received
03-10-2005	Workflow - File Sent to Contractor
02-09-2005	Mail Notice of Allowance
02-07-2005	Notice of Allowance Data Verification Completed
11-17-2004	IFW TSS Processing by Tech Center Complete
11-17-2004	Case Docketed to Examiner in GAU
08-27-2004	Information Disclosure Statement (IDS) Filed
08-27-2004	Reference capture on IDS
09-14-2004	Application Return from OIPE
09-14-2004	Application Return TO OIPE
09-14-2004	Application Return from OIPE
09-14-2004	Application Is Now Complete
09-14-2004	Application Return TO OIPE
09-14-2004	Application Dispatched from OIPE
09-14-2004	Application Is Now Complete
08-27-2004	Payment of additional filing fee/Preexam
08-27-2004	A statement by one or more inventors satisfying the requirement under 35 USC 115, Oath of the Applic
05-21-2004	Notice Mailed--Application Incomplete--Filing Date Assigned
04-14-2004	Cleared by OIPE CSR
03-17-2004	IFW Scan & PACR Auto Security Review
03-17-2004	Initial Exam Team nn

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